

## **Historic, Archive Document**

Do not assume content reflects current scientific knowledge, policies, or practices.

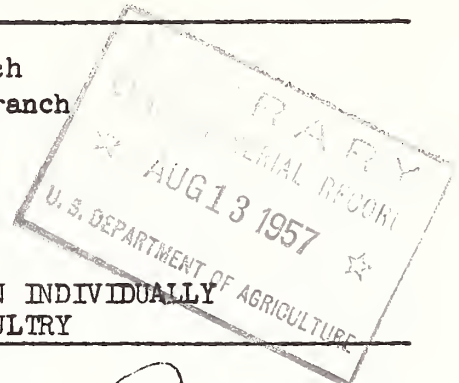


RECEIVED  
7/25/56.39  
M347M

UNITED STATES DEPARTMENT OF AGRICULTURE  
Agricultural Marketing Service  
Washington 25, D. C.

INSTRUCTION NO. 920 (FY)-3

ACTION BY: Area Supervisors, Inspection Branch  
Circuit Supervisors, Inspection Branch  
State Supervisors, Grading Branch  
Veterinary Poultry Inspectors  
Area Supervisors, Grading Branch



OMISSION OF NET WEIGHT STATEMENT ON INDIVIDUALLY  
PACKAGED READY-TO-COOK POULTRY

Approved by the Director

*Hermon J. Miller*  
Acting Director, Poultry Division

I PURPOSE

The purpose of this instruction is to establish procedures which are to be followed when packers or shippers may desire to omit the insertion of the net weight statement on certain packs of individually packaged ready-to-cook poultry. (Example: Cry-O-Vac packs).

II GENERAL

The Food and Drug Administration hold that this type of poultry is food in package form and, therefore, that each individual unit should bear an accurate statement of net weight as provided in Section 403 (E) (2) of the Federal Food, Drug, and Cosmetic Act. This applies regardless of whether or not the carton holding several birds bears the net weight statement.

III PROCEDURE

Food and Drug Administration officials have advised us that, for example, a chain store purchaser and the poultry packer or shipper may enter into a written agreement as provided in Section 405 of the law and regulations thereunder so that the packer or shipper may omit the net weight (and other mandatory information if desired), with this being placed on each unit before sale by the chain store purchaser. This agreement shall be in writing on a letterhead of the shipper or

Initiated By:  
Inspection Branch  
Poultry Division  
Agriculture-Washington

Distribution:  
Same as "Action By"  
All Official Plants

Page 1  
8-10-54

OMISSION OF NET WEIGHT STATEMENT ON INDIVIDUALLY  
PACKAGED READY-TO-COOK POULTRY

---

(III continued)

buyer and be signed by both parties. Copies of the signed agreement should be on file in the office of the packer or shipper, the chain store purchasing agent (buyer), the inspector in charge at the plant of origin of the product and the office of the area supervisor. If the shipper's plant operates under the Federal poultry grading program, two additional signed copies shall be supplied to the area grading supervisor, who will forward one copy to the office of the Federal-State supervisor.

A suggested form for this agreement to be prepared on a letterhead of the shipper or buyer is attached.

(SUGGESTED FORM - LETTER OF AGREEMENT)

(TO BE PREPARED ON LETTERHEAD OF SHIPPER OR BUYER)

DATE

To whom it may concern;

In order to comply with the rules and regulations of the U. S.  
Department of Agriculture and the Federal Food, Drug, and Cosmetic  
Act, Section 405, the \_\_\_\_\_ agrees to  
the following with respect to all ready-to-cook poultry sold to  
\_\_\_\_\_

\_\_\_\_\_ whose address is  
Name of Buyer \_\_\_\_\_

1. The \_\_\_\_\_ will not place the  
Shipper  
net weight on each individual package, but will place the correct  
net weight on each master or shipping container.

2. The \_\_\_\_\_ agrees to place  
Buyer  
on each individual package, the correct net weight of the contents  
prior to offering it for consumer sale.

Signed \_\_\_\_\_  
Shipper

Copies:

Buyer  
Shipper  
AMS Inspector in Charge  
AMS Area Inspection Office  
AMS Area Grading Office (2)  
(If under grading program)

\_\_\_\_\_  
Buyer

